

117 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.44855-2018 (O&M)
Date of decision : 22.05.2019

Ramesh Kadian

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Rakesh Nehra, Advocate
 for the petitioner.

 Mr. Gaurav Bansal, AAG, Haryana.

AJAY TEWARI, J. (Oral)

The present petition has been filed under Section 407 Cr.P.C. read with Section 482 Cr.P.C. for seeking direction to transfer or consolidate all the three criminal cases pending before three different trial Courts arising out of three FIR No.304 dated 05.05.2014, PS Jhajjar (P-1), FIR No.135 dated 05.05.2014, PS Shivaji Colony Rohtak (P-2) & FIR No.184 dated 11.05.2014 PS Sadar Bahadurgarh (P-3) registered against the petitioner which are pending at three different places i.e. Jhajjar, Rohtak & Bahadurgarh, at one particular place and before one particular Court in order to enable the trial Court to pass a consolidate judgment on the ground that this would be covered by Section 407 (i) (c) Cr.P.C.

Learned State counsel has very fairly accepted that in this case though there are three charges yet the evidence of the prosecution and the defense is likely to be common and two accused are common in all the three FIRs.

In the circumstances, the petition is allowed and the cases which arise from FIR No.135 dated 05.05.2014, PS Shivaji Colony Rohtak (P-2) & FIR No.184 dated 11.05.2014 PS Sadar Bahadurgarh (P-3) are pending before the different Courts at Bahadurgarh and Rohtak are ordered to be transferred to the Court at Jhajjar where FIR No.304 dated 05.05.2014 is pending and it is directed that they be tried simultaneously by one Court and it has been agreed that the evidence led in one case may be read in the other cases also.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

22.05.2019

pooja sharma-I

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No